

Docket No. MCP-1
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:
Weinshenker, N. M et al.

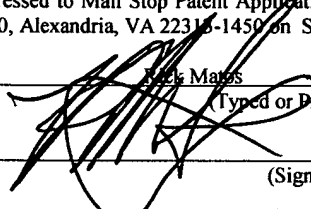
Serial No.: 10/659,501
Filed: September 10, 2003

Group Art Unit: 1614
Examiner: N/A

For: Cobalamin conjugates for anti-tumor therapy

Mail Stop IDS
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

<u>CERTIFICATE OF MAILING</u> <u>UNDER 37 C.F.R. § 1.8(a)</u>
I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on September 14, 2004.
 _____ (Typed or Printed Name)
_____ (Signature)

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

The following sections are submitted for this Information Disclosure Statement:

1. X Preliminary Statements
2. X FORM PTO - 1449
3. Statement As To Information Not Found in Patents or Publications
4. Identification Of Prior Application In Which Information Was Cited And For Which No Copies Are Submitted Or Need Be Submitted
5. Cumulative Patents or Publications
6. Translation(s) of Non-English Language Documents
7. Concise Explanation of Non-English Language Listed Information Items
8. Copies of Listed Information Items Accompanying This Statement
9. X Identification of Person(s) Making This Information Disclosure Statement

Section 1. Preliminary Statements

Applicant submits herewith patents, publications or other information which may be material to the examination of this application and for which there may be a duty to disclose in accordance with 37 CFR 1.56.

The filing of this Information Disclosure Statement shall not be construed as a representation that a search has been made (37 CFR 1.56(g)), or as an admission that the information cited is, or is considered to be, material to patentability.

The filing of this Information Disclosure Statement shall not be construed as an admission against interest in any manner.

Section 2. FORM PTO - 1449

Form PTO - 1449 (2 sheets) is enclosed herewith.

Section 3. Statement As To Information Not Found In Patents Or Publications (Information not listed in PTO 1449)

Section 4. Identification Of Prior Application In Which Information Was Cited And for Which No Copies Are Submitted Or Need Be Submitted

This application relies, under 35 U.S.C. 120, on the earlier filing date of prior application S/N _____, filed on _____.

Section 5. Cumulative Patents or Publications

_____ is cumulative of the following patents or publications listed on Form PTO 1449:

In accordance with 37 CFR 1.98(c) a copy of only _____ is being submitted with this information disclosure statement.

Section 6. Translation(s) of Non-English Language Documents

- ☐ Submitted herewith is an English translation of the following foreign language patents, publications or information or of those portions of those patents, publications or information considered to be material.
- ☐ No English language translations of the foreign language patents, publications or information or parts thereof are readily available, except for those listed above.
- ☐ The following foreign language documents submitted are believed to be the equivalent or substantial equivalent of the English language documents identified below, which are also submitted herewith.

Section 7. Concise Explanation of Non-English Language Listed Information Items

Section 8. Copies of Listed Information Items Accompanying This Statement

Legible copies of all items listed in Form PTO-1449 accompany this information statement.

- ☐ Exception(s) to above
- ☐ Items in prior application from which an earlier filing date is claimed for this application as identified in Section 4.
- ☐ Cumulative patents or publications identified in Section 5.

Section 9. Identification of Person(s) Making This INFORMATION DISCLOSURE STATEMENT

The person making this statement is

- (a) ☐ the inventor(s) who signs below

Signature of Inventor

Typed name of inventor

- (b) ☒ the agent who signs below on the basis of:
- ☐ information supplied by the inventor(s)

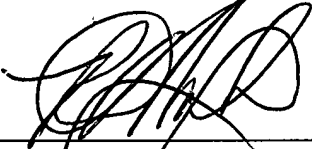
___ information supplied by an individual associated with the filing and prosecution of this application (37 CFR 1.56(c))

X information in the agent's file

It is respectfully requested that the references identified in this Information Disclosure Statement be considered by the Examiner, be made a part of the official record, and be cited in the issued patent.

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Respectfully submitted,


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Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)			Complete if Known	
Sheet 1 of 2			Application Number	10/659,501
			Filing Date	Sept. 10, 2003
			First Named Inventor	Faour, J.
			Group Art Unit	1614
			Examiner Name	N/A
			Attorney Docket Number	MCP-1

[illegible]

FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No. ¹	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Office ³	Number ⁴	Kind Code ⁵ (if known)				
	A	WO	97/14711	A1	RECEPTAGEN CORP.	04/24/2001		
	B	WO	98/08859	A1	UNIV. OF UTAH	03/05/1998		
	C	WO	99/65930	A1	BIOTECH AUSTRALIA	12/23/1999		
	D	WO	00/62808	A2	MAYO FOUNDATION	10/26/2000		
	E	WO	00/33810	A1	BIOVECTOR THERAP.	06/15/2000		
	F	WO	00/56404	A1	KILGOWAN LTD.	09/28/2000		
	G	WO	01/28592	A1	MAYO FOUNDATION	04/26/2001		
	H	WO	01/28595	A1	MAYO FOUNDATION	04/26/2001		
	I	WO	01/30967	A1	UNIV. OF UTAH	05/03/2001		
	J	WO	02/074171	A1	UNIV. OF UTAH	09/26/2002		
	K	WO	03/025139	A1	MAYO FOUNDATION	03/27/2003		
	L	WO	03/026674	A1	MAYO FOUNDATION	04/03/2003		
	M	EP	0220030	B1	BIOTECH AUSTRALIA	04/29/1987		
	N	GB	944428	B1	MERCK & CO.	12/11/1963		

Examiner Signature		Date Considered	
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* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number.

² See attached Kinds of U.S. Patent Documents.

³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3).

⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible.

⁶ Applicant is to place a check mark here if English language Translation is attached.

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Substitute for form 1449B/PTO		Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)		Application Number	10/659,501
		Filing Date	09/10/2003
		First Named Inventor	Weinshenker, N. et al.
		Group Art Unit	1614
		Examiner Name	N/A
		Attorney Docket Number	MCP-1
Sheet	2	of	2

OTHER – NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	2
	P	P.L. CARL ET AL.; "A novel connector linkage applicable in prodrug design"; J. Med. Chem. (1981), 24(5), pp.479-480.	
	Q	B.E. TOKI ET AL.; "Protease-mediated fragmentation of p-amidobenzyl ethers: A new strategy for the activation of anticancer drugs"; J. Org. Chem. (2002), 67(6), pp. 1866-1872.	

Examiner Signature		Date Considered	
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